

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

Blue Spike, LLC,

Plaintiff,

v.

Texas Instruments, Inc. et al.,

Defendants.

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CASE NO. 6:12-cv-499 MHS

LEAD CASE

Jury Trial Demanded

**ORDER DENYING DEFENDANT ACCU-TIME SYSTEMS, INC.'S
MOTION TO DISMISS THE FIRST AMENDED COMPLAINT [DKT. 1009]**

On this day came for consideration Defendant Accu-Time Systems, Inc.'s Motion to Dismiss Plaintiff Blue Spike, LLC's Claims for Failure to State a Claim on Which Relief Can Be Granted Under FED. R. Civ. P. 12(b)(6). Having considered Accu-Time Systems' motion and supporting papers and Blue Spike's opposition and supporting papers, the Court is of the opinion that said motion should be DENIED.

IT IS HEREBY ORDERED that Accu-Time Systems' Motion to Dismiss is hereby denied on the grounds that Blue Spike has adequately pleaded its claims for induced infringement, contributory infringement, and willful infringement.

IT IS SO ORDERED.